1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
5 4 5 6	In the Matter of the DEFAULT ORDER OF Educator License of REVOCATION AND REVOCATION OF RIGHT
7 8	MATTHEW TODD LOVE) TO APPLY FOR LICENSURE
9	On March 27, 2017, the Teacher Standards and Practices Commission
10	(Commission) issued a Notice of Opportunity for Hearing to Matthew Todd Love (Love)
11	in which the Commission charged him with Gross Neglect of Duty and Gross Unfitness.
12	The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7016 0750
13	$0000\ 2419\ 0938$ to the address on file with the Commission. The Notice designated the
14	Commission file as the record for purposes of proving a prima facie case. The Certified
15	Mail was returned unclaimed to the Commission on May 17, 2017. The regular first class
16	mail was not returned to the Commission. The Notice of Opportunity of Hearing, dated
17	March 27, 2017, and signed by Monica Beane, Executive Director, stated:
18 19 20 21 22 23 24 25	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
26	Love did not request a hearing. The Commission, therefore, finds Love to be in default
27	and enters the following findings of fact, conclusions of law, and final order, based on
28	the files and records of the Commission concerning this matter.
29	FINDINGS OF FACT
30	1. Matthew Todd Love has been licensed by the Commission since July 18, 1988.
31	Love's Standard Teaching License, with endorsements in Basic Language Arts (020)
32	and Standard Social Studies (020), was valid from March 11, 2012, through March
33	10, 2017. During all relevant times, Love was employed by the Astoria School
34	District.
35	2. On or about May 20, 2016, the Commission received a report from the Oregon
36	Department of Humans Services (DHS) indicating Love was the subject of an abuse
37	report from a minor aged female student of another school district. Subsequent

1		DHS, law enforcement, and Commission investigations determined that on or about
2		May 14, 2016, Love had communicated with the student via Facebook messenger
3		where Love professed his love for the student and attempted to induce the student to
4		have sex with him.
5	3.	On July 25, 2016, the Clatsop County Circuit Court issued an indictment, charging
6		Love with one count of Luring a Minor, ORS 167.057, a class "C" felony, and Official
7		Misconduct in the First Degree, ORS 162.415 a class "A" misdemeanor. On January
8		13, 2017, as part of a plea agreement, Love was convicted of Luring a Minor, ORS
9		167.057, a class "C" felony. Love was sentenced, in part, to 30 days in jail; 24 months
10		of probation supervision; required to register as a sex offender; and to forfeit his
11		teaching certificate permanently. On February 14, 2017, Love notified the
12		Commission that he was surrendering his teaching license and would not be
13		requesting a hearing related to his case.
14	4.	Love's criminal charges and subsequent convictions arose from allegations that on or
15		about May 14, 2016, Love had communicated with a student via Facebook messenger
16		where Love professed his love of the student and attempted to induce the student to
17		have sex with him. The involved student, AG, was a female student of the Oregon
18		City School District and under the age of eighteen years. AG had previously been
19		Love's student while she had been attending Newport High School several years
20		prior.
21		
22		CONCLUSIONS OF LAW
23		Matthew Todd Love's criminal convictions constitute gross neglect of duty in
24	vic	olation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
25	02	0-0010(5) (<i>Use professional judgment</i>); and OAR 584-020-0040(1) (<i>The</i>
26	Со	mmission will deny, revoke or deny the right to apply for a license or charter school
27	re	gistration to any applicant or educator who, has been convicted of any of the crimes
28	lis	ted in ORS 342.143, or the substantial equivalent of any of those crimes if convicted

OAR 584-020-0040(5)(c) (Conviction of violating any federal, state, or local law. A

in another jurisdiction), including OAR 584-020-0040(1) (pp) (ORS 167.057 -Luring a

Minor). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c);

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1	conviction includes any final judgment of conviction by a court whether as the result of
2	guilty plea, no contest plea or any other means); OAR 584-020-0040(5)(d)
3	(Commission of an act listed in OAR 584-020-0040(1)); and OAR 584-020-0040(5)(e)
4	(Admission of or engaging in acts constituting criminal conduct, even in the absence of
5	a conviction).
6	
7	Pursuant to ORS 342.175(3) and OAR 584-020-0040(1) the Teacher Standards
8	and Practices Commission must revoke Love's license and Love's right to apply for a
9	license based on conviction of any of the crimes listed in ORS 342.143(3)(a), or the
10	substantial equivalent of any of those crimes.
11	
12	Furthermore, the conduct underlying Love's indictments and convictions
13	constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-
14	0040(4)(n) as it incorporates OAR 584-020-0010(5) (Use professional judgment); OAR
15	584-020-0040(4)(k)(Violation of any rule or order of the Commission); OAR 584-
16	020-0040(4)(f) (Any sexual conduct with a student) as defined by OAR 584-020-
17	0005(5); OAR 584-020-0040(4)(0) as it incorporates OAR 584-020-0035(1)(c)(D)
18	(Honoring appropriate adult boundaries with students in conduct and conversations
19	at all times); and OAR 584-020-0035(3)(a)(Maintain the dignity of the profession by
20	respecting and obeying the law, exemplifying personal integrity and honesty).
21	Additionally, your conviction and conduct related to your conviction constitute "gross
22	unfitness" in violation of ORS 342.175(1)(c); OAR 584-020-0040(3)(c) and (d) as
23	defined by OAR 584-020-0040 (5) (Gross unfitness is any conduct which renders an
24	educator unqualified to perform his or her professional responsibilities).
25	
26	The Commission's authority to impose discipline in this matter is based upon ORS
27	342.175.
28	FINAL ORDER
29	The Commission hereby revokes Matthew Todd Love's Oregon educator license
30	and his right to apply for an Oregon educator license.
31	IT IS SO ORDERED THIS day of June, 2017.

1	TEACHER STANDARDS AND PRACTICES COMMISSION
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3 4	Morica Beane By:
5	Dr. Monica Beane, Executive Director
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9	NOTICE OF APPEAL OR RIGHTS
10	
11	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
12	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
13	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
14	ORS 183.482 TO THE OREGON COURT OF APPEALS.